



1654

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | | | |
|--|--|------------------------|------------------------|
| | | Application Number | 10/021,168 |
| | | Filing Date | December 11, 2001 |
| | | First Named Inventor | Gorfine, Stephen R. |
| | | Art Unit | 1654 |
| | | Examiner Name | Christopher Robin Tate |
| Total Number of Pages in This Submission | | Attorney Docket Number | 010692-004531US |

ENCLOSURES (Check all that apply)

| | | |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input checked="" type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure (please identify below) |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | Return Postcard |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| | Remarks | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|--------------------|--|-----------------|
| Firm or Individual | Townsend and Townsend and Crew LLP Frank J. Mycroft | Reg. No. 46,946 |
| Signature | | |
| Date | September 22, 2003 | |

CERTIFICATE OF TRANSMISSION/MAILING

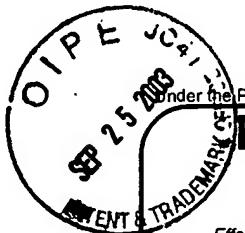
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

| | | | |
|-----------------------|---------------------|------|--------------------|
| Typed or printed name | Masha M. Martinenko | | |
| Signature | | Date | September 22, 2003 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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60044712 v1



FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 110)

METHOD OF PAYMENT (check all that apply)

Check Credit Card MoneyOrder Other None
 Deposit Account:

Deposit Account Number

20-1430

Deposit Account Name

Townsend and Townsend and Crew LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|----------|----------|----------|----------|------------------------|----------|
| 1001 | 750 | 2001 | 375 | Utility filing fee | |
| 1002 | 330 | 2002 | 165 | Design filing fee | |
| 1003 | 520 | 2003 | 260 | Plant filing fee | |
| 1004 | 750 | 2004 | 375 | Reissue filing fee | |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | |

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | | Extra Claims | Fees from below | Fee Paid |
|--------------------|--|--------------|-----------------|----------|
| Total Claims | | | | |
| Independent Claims | | | | |
| Multiple Dependent | | | | |

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|--|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 84 | 2201 | 42 | Independent claims in excess of 3 |
| 1203 | 280 | 2203 | 140 | Multiple dependent claim, if not paid |
| 1204 | 84 | 2204 | 42 | ** Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$)

** or number previously paid, if greater; For Reissues, see above

| Complete If Known | |
|----------------------|------------------------|
| Application Number | 10/021,168 |
| Filing Date | December 11, 2001 |
| First Named Inventor | Gorfine, Stephen R. |
| Examiner Name | Christopher Robin Tate |
| Art Unit | 1654 |
| Attorney Docket No. | 010692-004531US |

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | Fee Code | Fee (\$) | Small Entity | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|---------------------------|----------|--------------|----------|----------|--|----------|
| | 1051 | 130 | | 2051 | 65 | Surcharge - late filing fee or | |
| | 1052 | 50 | | 2052 | 25 | Surcharge - late provisional filing or cover sheet. | |
| | 1053 | 130 | | 1053 | 130 | Non-English specification | |
| | 1812 | 2,520 | | 1812 | 2,520 | For filing a request for reexamination | |
| | 1804 | 920* | | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| | 1805 | 1,840* | | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| | 1251 | 110 | | 2251 | 55 | Extension for reply within first month | |
| | 1252 | 410 | | 2252 | 205 | Extension for reply within second month | |
| | 1253 | 930 | | 2253 | 465 | Extension for reply within third month | |
| | 1254 | 1,450 | | 2254 | 725 | Extension for reply within fourth month | |
| | 1255 | 1,970 | | 2255 | 985 | Extension for reply within fifth month | |
| | 1401 | 320 | | 2401 | 160 | Notice of Appeal | |
| | 1402 | 320 | | 2402 | 160 | Filing a brief in support of an appeal | |
| | 1403 | 280 | | 2403 | 140 | Request for oral hearing | |
| | 1451 | 1,510 | | 1451 | 1,510 | Petition to institute a public use proceeding | |
| | 1452 | 110 | | 2452 | 55 | Petition to revive – unavoidable | |
| | 1453 | 1,300 | | 2453 | 650 | Petition to revive – unintentional | |
| | 1501 | 1,300 | | 2501 | 650 | Utility issue fee (or reissue) | |
| | 1502 | 470 | | 2502 | 235 | Design issue fee | |
| | 1503 | 630 | | 2503 | 315 | Plant issue fee | |
| | 1460 | 130 | | 1460 | 130 | Petitions to the Commissioner | |
| | 1807 | 50 | | 1807 | 50 | Petitions related to provisional applications | |
| | 1806 | 180 | | 1806 | 180 | Submission of Information Disclosure Stmt | |
| | 8021 | 40 | | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| | 1809 | 750 | | 2809 | 375 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| | 1810 | 750 | | 2810 | 375 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| | 1801 | 750 | | 2801 | 375 | Request for Continued Examination (RCE) | |
| | 1802 | 900 | | 1802 | 900 | Request for expedited examination of a design application | |
| | Other fee (specify) _____ | | | | | | |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)110

| SUBMITTED BY | | | | | |
|-------------------|------------------|-----------------------------------|--------|--------------------|--------------|
| Name (Print/Type) | Frank J. Mycroft | Registration No. (Attorney/Agent) | 46,946 | Telephone | 925-472-5000 |
| Signature | | | Date | September 22, 2003 | |

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